



**THE CITY OF NEW YORK  
LAW DEPARTMENT**

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November 9, 2015

**VIA ECF**

Honorable Marilyn D. Go  
United States District Court  
Eastern District of New York  
225 Cadman Plaza East  
Brooklyn, New York 11201

Re: Ivan Benjamin v. City of New York, et al.,  
15 CV 2319 (FB) (MDG)

Your Honor:

I am a Senior Counsel in the office of Zachary W. Carter, Corporation Counsel of the City of New York, representing defendants City of New York and Police Officer Matthew O'Brien in the above-referenced action. Defendants write jointly with plaintiff pursuant to the Court's Order directing the parties to submit a status report regarding progress in settlement. The undersigned respectfully informs the Court that plaintiff has made a settlement demand but defendants have not yet replied to plaintiff's settlement demand. The undersigned requires additional time to consult with the relevant authorities to discuss plaintiff's voluminous medical records and anticipates obtaining settlement authority around the time defendants answer or otherwise respond to plaintiff's Amended Complaint, which was filed on November 5, 2015.

Thank you for your consideration herein.

Respectfully submitted,

/s/

Gary Moy  
*Senior Counsel*

cc: Fred Lichtmacher, Esq.  
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